

LEGAL NOTICES.

IN THE CIRCUIT COURT OF THE FIRST JUDICIAL CIRCUIT, TERRITORY OF HAWAII, HOLDING TERMS IN THE CITY AND COUNTY OF HONOLULU.

TERRITORY OF HAWAII, by Marston Campbell, Superintendent of Public Works, Plaintiff and Petitioner, vs. GOG WAN HOY ET AL., Defendants and Respondents.—Eminent Domain.

TERM SUMMONS.

THE TERRITORY OF HAWAII: To the HIGH-SHERIFF of the TERRITORY OF HAWAII, or his Deputy: the SHERIFF of the CITY AND COUNTY OF HONOLULU, or his Deputy:

YOU ARE COMMANDED to summon GOG WAN HOY; ENOCH JOHNSON; KAMAKA STILLMAN; ROSE MCINERNEY, wife of E. A. McInerney; E. A. MCINERNEY; CARL ONTAL; GEORGE D. ROBINSON; GEORGE T. ROBINSON; J. A. MAGOON; LI-LIKALANA; THOMAS LALAKA; ROSE K. AIAU; LUM CHAN; CHIN-KWAI KHI; WONG LEONG; HARRY DOE JOE; JAPANESE BENEVOLENT SOCIETY, a corporation; W. O. SMITH; S. M. DAMON; E. FAXON BISHOP; ALBERT F. JUDD and ALFRED W. CARTER, Trustees under the Will and of the Estate of Bernice Pauahi Bishop, deceased; JOHN DOE, MARY ROE, JANE BLUE and JOHN BLACK, unknown owners and claimants, defendants and respondents, in case they shall file written answer within twenty days after service hereof, to be and appear before the said Circuit Court at the term thereof pending immediately after the expiration of twenty days after service hereof, provided, however, if no term be pending at such time, then to be and appear before the said Circuit Court at the next succeeding term thereof, to wit, the January, 1913, Term thereof, to be held at the City and County of Honolulu on Monday, the 13th day of January next, at 10 o'clock a. m. to show cause why the claim of the Territory of Hawaii, plaintiff, should not be awarded to it pursuant to the tenor of its annexed Petition. And have you then there this Writ, with full return of your proceedings thereon.

WITNESS the Honorable Presiding Judge of the Circuit Court of the First Circuit, at Honolulu aforesaid, this 16th day of February, 1912.

(Seal) (Sgd.) J. A. DOMINIS, Clerk.

Territory of Hawaii, City and County of Honolulu.

I, J. A. DOMINIS, Clerk of the Circuit Court of the First Judicial Circuit, Territory of Hawaii, do hereby certify that the foregoing is a full, true and correct copy of the original summons in the case of Territory of Hawaii, by Marston Campbell, Superintendent of Public Works, vs. Gog Wan Hoy et al., as the same appears of record and on file in the office of the Clerk of said Court.

I further certify that the petition prays the condemnation for use as a public highway of the following-described land, situate in the City and County of Honolulu, Territory of Hawaii, to wit:

Beginning at a point in the southwest property line of Kuakini Street, which point is Azimuth 318° 46' 67.22 feet from the line between the Government Street Survey Monument on Liliha Street at the northeast corner of School Street and the monument above Kuakini Street, opposite Kanawai Lane, which survey line is seventeen feet (17) offset from the new southeast property line of Liliha Street, thence running by true azimuth and distances as follows:

1. 47° 10' 54.42 feet in a straight line to a point, thence, in a curved line to the left having a radius of 820.0 feet;
2. 42° 39' 14.63 feet direct bearing and distance; thence
3. 38° 09' 120.02 feet in a straight line to a point thence: In a curved line to the right, having a radius of 875.0 feet;
4. 44° 29' 193.04 feet direct bearing and distance; thence
5. 50° 49' 131.47 feet to a point in the northeast property line of School Street, which point is azimuth 322° 29' 78.5 feet from the government street survey line on Liliha Street; thence
6. 325° 45' 69.6 feet along the northeast property line of School Street and across Frog Lane to a point; thence
7. 230° 49' 133.9 feet in a straight line to a point; thence in a curved line to the left, having a radius of 925.0 feet;
8. 224° 29' 204.07 feet direct bearing and distance; thence
9. 218° 09' 120.02 feet in a straight line to a point; thence in a curved line to the right having a radius of 870.0 feet;
10. 225° 39' 136.77 feet direct bearing and distance; thence
11. 227° 10' 542.9 feet in a straight line to a point in the southwest property line of Kuakini Street; thence
12. 138° 45' 50.9 feet along the southwest property line of Kuakini Street to the point of beginning. Containing an area of 56,787.6 square feet.

All persons having an interest in the land sought to be condemned are hereby warned that unless they appear at said Court on or before August 5, 1912, they will be forever barred from contesting said petition or any judgment entered thereon.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Circuit Court, this 11th day of April, 1912.

(Seal) J. A. DOMINIS, Clerk of the Circuit Court of the First Circuit.

Alexander Lindsay, Jr., Attorney General, and E. W. Sutton, Deputy Attorney General, attorneys for petitioner.

5279—July 3 to 21

Twenty-five thousand dollars has been appropriated for the use of the judiciary committee of the house to enable it to investigate the question of the increasing price of meat.

RIGHT TO TAP RUBBER TREES A HARD PROBLEM

Scientists have asserted there are six thousand acres of trees on Mauna Kea's slopes that will produce a wealth of rubber, or chicle, or some kindred glutinous substance, and that somebody is to reap a fortune from this natural resource, provided by a forest of approximately 2,000,000 trees.

But the question has arisen—whether the privilege of gathering in this "fortune" it appears that Robert Hind holds a lease on the entire tract, obtained for grazing purposes for the Puuwaawaa Cattle Ranch, that is said to have six years yet to run. At the expiration of that time the lease reverts to the Territory.

Can he, by right of his grazing lease, tap these trees? Territorial officials are in doubt. Assistant Attorney General Smith, in the absence of Attorney General Lindsay, declines to give an opinion, asserting he cannot make a ruling until he has seen the lease. Land Commissioner Joshua Tuckwell declines to discuss the matter, merely saying he has not seen Hind recently and doesn't remember, off-hand, what kind of lease the latter may have in his possession.

Hind was reported to be in Honolulu several days ago for the purpose of having his lease examined, to determine what rights it gives him in the use of the timber, but he did not call on the Territorial officials to get their views on the subject.

A grazing lease ordinarily does not give the lessee any rights to mineral which may be found on the land; but there seems to be some doubt whether the document held by Hind does not give him privilege to make use of the timber.

HILO RAILROAD PLANS BIG FEAT

HILO, July 5.—Swinging freight cars and engines across a gulch a thousand feet wide by means of an enormous steel cable over fifteen hundred feet in length is no small order and yet that is just what the Hilo Railroad Company is planning to do at Maunaloa gulch when the time comes around.

A small engine and a number of freight cars will be swung clean across the gulch in this manner so that the work on the extension on the other side of the gulch can go ahead in the fastest possible manner. Other "tuff" will of course be sent across on the cable which will be used as the general means of conveyance across the gulch.

The idea is not a new one but it is something for this island to boast about. Situated as we are in the center of the Pacific Ocean, just a mere dot on the map, it shows we can still hold our own and keep up with the latest engineering feats going on throughout the world.

The Hilo Railroad Company is spending an enormous sum of money on this extension work, which when completed will be a fine asset to the islands.

HAWAII SCHOOLS IN URGENT NEED

HILO, July 5.—Following a request by Supervising Principal Marcelle, a report was submitted to the board of supervisors at their meeting Wednesday by County Engineer Edward A. Southworth in connection with the needs of the Hawaiian schools.

Southworth reported as follows: Koehia, general repairs, painting interior and exterior and fence in front of the school lot, \$475.

Panauhau: two rooms additional. The Panauhau plantation agrees to construct the two additional rooms and pay all labor and cartage, etc. if the county will supply the lumber and materials landed at Paauhau landing. The materials and freight will cost \$1,000.

Paauhau: one room additional, fence round school lot and repairs to cottage, sewerage etc., \$1,350.

Honokaa: two rooms additional, \$2,500.

Kaunahu: general repairs, painting and water tank, \$300.

Kukuihaele: another additional room, \$1,000.

This makes a total amount of \$6,325 needed and the matter has been referred to the finance committee.

London.—At a three-cornered conference between representatives of the striking miners, the operators and Premier Asquith the Premier made a final appeal to the contestants to make mutual concessions and end the strike. He pointed out the extreme seriousness of the situation and declared that unless the strike were settled the industries of the country, already badly crippled, would be completely paralyzed by the end of the week. Mr. Asquith made his appeal on the ground of humanity and asked the miners to go back to work and trust to Parliament to enforce their chief demand, the establishment of a minimum wage scale. Later he introduced in the House of Commons the miners' minimum wage bill.

Prof. Metchnikoff, of the Pasteur Institute, Paris, believes that he can prove that old age is caused by two poisons, and claims that he has found a bacillus which will help to ward off the ailments of old age.

THINKS KOREAN YOUTH MAY BECOME FAMED PAINTER

Far away up on the windward side of the island of Oahu, near the township of Kona has been discovered a genius, an artistic genius, whose landscape paintings bid fair to rival those of Rubens or Millet, according to Miss L. R. Rogers, a teacher in Kona who claims the distinction of "finding" this new genius.

His name is Cho Sel Kijun, he is 27 years old, a Korean by birth, and is a teacher in the Korean school of Kona. Although up to two months ago he had never had a pencil in his hand except in writing, he has shown such proficiency under the tutelage of Miss Rogers that he will leave for the mainland this week, where he intends to study under Prof. J. S. Aukney of the University of Missouri.

Brings Protege to City. Miss Rogers was in town this morning with her protegee and paid a visit to the office of School Inspector Gibson, where she exhibited some of her pupil's work, consisting of water-color and charcoal landscape drawings.

According to Miss Rogers, Cho Sel Kijun was instructing her in the Korean language when she discovered his talent. This was two months ago.

SCHOFIELD WILL BOAST TWO REGIMENTS OF HORSE

Two regiments of Cavalry will be stationed on Oahu for about a month next winter, when both the Fourth and Fifth horse will be at Schofield Barracks. The Fourth is scheduled to arrive in January, while the Fifth will not say good-bye to Hawaii until the following month. The incoming troops will go under canvas until the cavalry cantonment is vacated. During this period Schofield will have five regiments and auxiliary troops, and will be a veritable hive of soldiering.

The long expected orders for the transfer of the Fifth came yesterday. The Fourth, which will relieve it, is now scattered among the small posts of the Southwest, but this is not taken to mean that the Fifth will necessarily be expelled to the land of sand and sagebrush. A portion of the regiment will have had a four-year tour in the tropics, and it is quite likely that the Fifth will be given one of the larger Northern stations, in consequence.

When the Fourth arrives, command of Schofield Barracks will devolve on its commander, Colonel Edgar A. Stuever, who is senior to Colonel McGunagle. The arrival of every regiment, however, increases the duties and responsibilities of the post commander, and it is quite likely by that time that a brigadier general, junior to General Macomb, will be sent here to command at Lelehu.

HENRY CLEWS SAYS CONVENTION RESULT WILL HELP BUSINESS

In his special letter of June 22, Henry Clews of New York makes the following among other remarks on the financial situation:

Another week of apathy has been passed on the Stock Exchange. There is however a much better undertone in course of development and if nothing interferes the outlook is for improvement generally in the business situation.

Politics has now safely passed one of the most critical stages. Rampant radicalism has met with a necessary setback. It has been shown that neither party can afford to take the chances of nominating an extremely radical candidate. Apparently the sober sense of the American people is beginning to impress itself upon the politicians, and unless all signs are false the country is tired of erratic radicalism.

While it wants progress and reform it is weary of useless political disturbance. The essential wants of the people have already been made known. Republican or Democratic platforms may contain some startling proposals in order to entice as many votes as possible, but pre-election promises and post-election performances rarely balance each other. Henceforth, therefore, business men will be able to pay less and less attention to politics and more and more to business. Of course startling changes would necessarily have an unsettling effect, but the political atmosphere has been materially clarified during the past week, and there is ample reason for growing confidence.

Much business has been deferred during the last few months. New enterprises have been pigeonholed and merchants could not be expected to stock up until they know better what contingencies must be faced. Many business men are simply waiting for the starting signal. When this comes we may look for a gradual renewal of trade activity.

Railroad earnings are satisfactory, thirty-five reads reporting for the first week in June showing a gain of 7 per cent over last year. Bank clearings showed a gain of 10 per cent for the second week in June, and this in spite of limited speculation. Crop reports are more encouraging it being well understood that the condition of the leading crops has considerably improved since the Government report on June 1. Our foreign trade continues in very flattering conditions the total exports for the eleven months of the fiscal year amounting to \$2,066,000,000, an increase of \$159,000,000 over a year ago. During the same period our imports amounted to \$1,522,000,000, or \$117,000,000 more than a year ago.

Cho was inscribing the Korean characters when his pencil broke. Miss Rogers sharpened it and adjusted a fine point to the lead by carefully sketching a tree in schoolboy fashion.

Cho watched her closely and no sooner had she handed him the pencil than he proceeded to sketch a similar tree, which, according to Miss Rogers, was perfect in perspective. The Korean lessons were abandoned, and instead Miss Rogers began instructing her former language teacher in the elementary principles of drawing.

He progressed rapidly and two weeks ago Miss Rogers had taught him all she knew. Her pupil had forged rapidly ahead and now is thirsting for more instruction.

According to Miss Rogers, Professor Aukney of the University of Missouri is an artist of no mean ability and will undoubtedly bring out Cho's genius to its greatest extent.

Cho Sel Kijun has been here for six years. He comes from a good family in Korea, but when his father refused to allow him to leave the country, he ran away and came to Hawaii, where he has been teaching school.

The recent order attaching Colonel French to the Second Infantry is a puzzle to army officers here. It means that the Second now has three "paper" colonels, while the Colonel of the First will have to do all the work of his own regiment and command the post as well. Again, Colonel French is just one month senior to Colonel Rogers, so that the newcomer will supplant the man that has been practically in command of the regiment for the past few months.

There is another organization mixed up at Schofield, concerning the command of the First Field Artillery. Headquarters and one battalion of the regiment is at Schofield Barracks, while the other battalion is in the Philippines. But Colonel Rumbough has been in the East for some time on sick report, and it is unlikely that he will return to this climate. Therefore Major Cruikshank is really in command of the regiment, although the lieutenant colonel is in the Philippines. The Department of Hawaii has asked that Lieutenant Colonel McGunagle be transferred to Hawaii, but the answer came that he would not be spared from his present post. So Major Cruikshank continues to run the regiment from headquarters here.

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Gans represented Schiff at the time Brandt was sentenced. Attorney General Thomas Carmody appeared before Judge Hand as the representative of the state.

REPORT HUI TO CUT UP TRACT

HILO, July 5.—It is rumored that a hui has been formed for the purpose of purchasing some 250 acres of land belonging to the Hilo Sugar company and cutting it up into residential sites which will be placed in the local market. The scheme will involve an outlay of between \$100,000 and \$150,000.

As soon as it is definitely known whether the franchise for the proposed Hilo rapid transit company is through Congress some definite action will be taken in connection with the matter as it is the intention of the hui to try and get the rapid transit company to take its line out to the new suburb.

The matter is all up in the air at the present time, however, although there should be a good future ahead for the scheme if it can be successfully swung.

SYRACUSE, Sicily. — When Italy prepared to bombard Tripoli the residents of that city hurried away in every possible direction. Hundreds went to Malta, while other hundreds came to this city. There were so many of them that it was impossible to provide shelter for them. They were allowed 2 francs (40 cents) daily to buy food until they could be sent back to Tripoli. These payments were made at the police station. The picture shows a group of refugees just after they had received their allowances. These refugees were of all nationalities — German, Italian, Turkish, etc. No distinction was made, and all received the same amount. Another picture shows the Italian destroyer Corazziere, which took part in the operations at Prevesa. So many Italian soldiers were sent here that the barracks could not accommodate them, and many slept in churches and doorways.

Miss Harriet Quimby, the first woman who flew over the English channel, carefully powdered her nose before making the trip.

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THE CLARION

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NEW YORK, N. Y.—The new submarines, the E1 and E2, went from the Brooklyn navy yard to Norfolk, Va. That their commanders had no idea of submerging them during the trip south was shown by both being canvas covered to the water line. On board the two submarines are two cat mascots. Before many months' both these mascots will be deep-sea cats, for when they make dives the mascots will remain on board. Naval men are interested in the voyage of these two deep-sea fighters, for they are the first to be equipped with the Diesel oil-burning interior combustion engines. They are also the first submarines to be equipped with wireless, and during their journey to Norfolk they will keep in constant touch with land. The vessels are equipped with temporary masts, which will fold up and drop to the deck when a dive is made.

LAS VEGAS, N. M.—Horn O. Bursum, a wealthy sheep ranchman, was the Republican candidate for governor. He is an inveterate smoker and prefers a pipe to a cigar. When he was nominated every delegate drew a cob pipe from his pocket and began smoking. The candidate held a pipe in his hand as he thanked the convention for the nomination. The cob pipe has been the emblem of the Republicans in the campaign.



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